IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH

AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 18232 of 2004

Between:

K. Siddi Ramulu, S/o. Kistaiah, Narsapur Section, Toopran, Medak District.

... PETITIONER

AND

1 The Divisional Engineer, Electrical Operation, A.P.C.P.D.C.L., Medak.
2 The Superintending Engineer, Operation Northern Power Distribution

Company Ltd. of A.P. Sangareddy, Medak District.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, order or direction more in the nature of Certiorari calling for the records relating to the impugned Memo NO. DEE/OP/Mdk/D.C./D.No. 750/2003, dated 18-2-2003 issued by the Divisional Engineer, Operation, C.P.D.C. of A.P. Ltd. Medak and quash the same as illegal, arbitrary, discriminatory, unjust and violative of Articles 14 and 16 of the Constitution and also opposed to all canons of equity, justice and fair play and hold that the petitioner is entitled for promotion to the post of Line Inspector with effect from the date on which his junior was promoted to the said post with the consequential benefits and pass

Counsel for the Petitioner: MR.A.TIRUPATHI GOUD

Counsel for the Respondents: MR.S.RAVINDRANATH SC FOR APCPDCL

The Court made the following order:

ORDER:

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The petitioner is working as a lineman in the respondent company. He was imposed a punishment of stoppage of one increment without cumulative effect through proceedings dated 18.02.2003.

The petitioner contends that he is eligible for promotion to the post of Line Inspector. He further contends that though the period of punishment is over by 18.02.2004 he is not considered for promotion to the post of Line Inspector.

In the light of the grievance of the petitioner the respondents are directed to examine whether the period of prohibition for promotion by virtue of punishment imposed on the petitioner is over, if so, to consider the request of petitioner for promotion as a Line Inspector and pass appropriate orders according to the existing rules by taking into consideration the eligibility and other factors regarding appointment of the petitioner as a Line Inspector.

The writ petition is accordingly disposed of. No order as to costs.

Dr. G. YETHIRAJULU, J

October 7,2004

Dsk

To

1 The Divisional Engineer, Electrical Operation, A.P.C.P.D.C.L., Medak.
2 The Superintending Engineer, Operation Northern Power Distribution

Company Ltd. of A.P. Sangareddy, Medak District.

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